

CHAP. 201.

Form

Summoning witnesses during court

Compel attendance

Required to keep docket

Entries therein

Each justice to keep a docket

To be produced and the entries transferred

and the ends of justice shall require, in the same manner and form as now legally used and practised by a single Justice of the Peace, in cases of which such single Justice of the Peace hath cognizance, or varied in such other manner and form as may substantially suit the action, plea, or purposes, and so as to bring all cases herein declared to be within the jurisdiction of the said district court, to trial and judgment; and if during any actual sitting of the said district court, it shall become necessary or be required by either party, to summon any witness in a case then pending and on trial before the said district court, it shall be the duty of the Chief Justice or in his absence, of the presiding Justice, forthwith, to issue a summons for such witness, and if on the return of any summons for a witness, to appear and testify before the said court, it appear that such witness hath been duly summoned and doth not appear, it shall be lawful for the said Chief Justice or presiding Justice, unless good and sufficient cause be shown to the contrary, to issue an attachment against such witness, to compel his or her attendance.

SEC. 7. *And be it enacted*, That it shall be the duty of the chief justice of the said district court, or in his absence, of the next named Justice of the same court sitting, to make regular and fair entries or minutes, in a docket to be kept for that purpose, of all cases, suits or actions and complaints, brought before the said court upon process, previously issued by any one of the said Justices as aforesaid, or otherwise, and it shall be the duty of each of the said District Justices to make and keep a docket of fair and accurate entries or minutes of all and every original process, writ, or summons issued by him as aforesaid, for compelling the appearance of parties or witnesses before the said court, particularly specifying the days and times of issuing the same, and the precise names of the parties or witnesses named therein, and the days when returnable, and to what constable directed, which said docket and entries or minutes, shall be regularly produced by the said Justice before the said district court, at its sittings, and so much thereof as may be necessary, shall be transferred to the docket of the said dis-